

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS  
REGULAR MEETING  
JANUARY 6, 2003**

The Tippecanoe County Commissioners met on Monday, January 6, 2003 at 10:00 A.M. in the Tippecanoe Room in the County Office Building. Commissioners present were: President John L. Knochel, Vice President KD Benson, and Member Ruth E. Shedd; Auditor Robert A. Plantenga, County Attorney David W. Luhman, and Secretary Pauline E. Rohr.

President Knochel called the meeting to order and led the Pledge of Allegiance. He then turned the meeting over to Attorney Luhman for the Election of Officers.

***ELECTION OF OFFICERS***

Attorney Luhman called for nominations for President of the Commissioners for 2003.

- Commissioner Shedd nominated Commissioner KD Benson to serve as President for 2003, seconded by Commissioner Knochel; motion carried.

Attorney Luhman called for nominations for Vice President of the Commissioners for 2003.

- Commissioner Knochel nominated Commissioner Ruth Shedd to serve as Vice President for 2003, seconded by Commissioner Benson; motion carried.

President Benson thanked Commissioner Knochel for his leadership and guidance as President in 2002.

***APPROVAL OF MINUTES***

- Commissioner Shedd moved to approve the minutes of the December 30, 2002 Special Meeting as distributed, seconded by Commissioner Knochel; motion carried.

***JAIL EXPANSION UPDATE: Kettelhut Representative Steve Habben***

Mr. Habben reported:

- Interior renovations to the old Booking area should be completed by the end of January.
- Interior renovations to the new connecting corridor tying the new Booking area to the existing cell pod is expected to be complete by mid February.
- The new cell pod is receiving finishes: ceilings, painting, security systems, and mechanical and electrical systems. They expect to have the permanent heating system on-line this month.
- In March the contractors will be moving out and doing their punch list, and the staff will be moving into the new cell pod.

***RESOLUTION 2003-01-CM: Establishing Regular Meeting Dates***

Attorney Luhman read the Resolution:

(quote)

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS  
RESOLUTION NO. 2003-01-CM  
ESTABLISH REGULAR MEETING DATES**

Be it resolved by the Tippecanoe County Board of Commissioners, that the regular meeting dates for 2003 are the first and the third Mondays of each month at 10:00 a.m., except for January, February, and September, in which months the regular meeting date shall be on the third Wednesdays in January and February and on the first Wednesday in September. as noted in the attached schedule.

Additional special meeting dates will be scheduled as, necessary.

PASSED AND ADOPTED this 6<sup>th</sup> day of January 2003.

**BOARD OF COMMISSIONERS OF  
TIPPECANOE COUNTY**

\_\_\_\_\_  
KD Benson, President

\_\_\_\_\_  
Ruth E. Shedd, Vice President

\_\_\_\_\_  
John Knochel, Member

ATTEST:

\_\_\_\_\_  
Robert A. Plantenga, Auditor of  
Tippecanoe County

**Board of Commissioners' Meetings 2003**

Monday	January	6	10:00 a.m.
Wednesday	January	22	10:00 a.m.
Monday	February	3	10:00 a.m.
Wednesday	February	19	10:00 a.m.
Monday	March	3	10:00 a.m.
Monday	March	17	10:00 a.m.
Monday	April	7	10:00 a.m.
Monday	April	21	10:00 a.m.
Monday	May	5	10:00 a.m.
Monday	May	19	10:00 a.m.
Monday	June	2	10:00 a.m.
Monday	June	16	10:00 a.m.
Monday	July	7	10:00 a.m.
Monday	July	21	10:00 a.m.
Monday	August	4	10:00 a.m.
Monday	August	18	10:00 a.m.
Wednesday	September	3	10:00 a.m.
Monday	September	15	10:00 a.m.

Monday	October	6	10:00 a.m.
Monday	October	20	10:00 a.m.
Monday	November	3	10:00 a.m.
Monday	November	17	10:00 a.m.
Monday	December	1	10:00 a.m.
Monday	December	15	10:00 a.m.
Monday	December	29	10:00 a.m.

(unquote)

- Commissioner Shedd moved to approve Resolution 2003-01-CM, seconded by Commissioner Knochel; motion carried.

➔ Commissioners' Assistant Jennifer Weston entered the meeting.

***RESOLUTION 2003-02-CM: 2003 Appointments***

Attorney Luhman read the Resolution :

(quote)

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS  
RESOLUTION NO. 2003-02-CM  
2003 APPOINTMENTS**

WHEREAS, The Board of Commissioners of Tippecanoe County is charged with the responsibility of making appointments to various, boards, councils, commissions and other bodies and appointing persons to serve in a variety of county positions; and

WHEREAS, The Board of Commissioners desires to appoint, ratify and confirm the appointment of the individuals named on Exhibits A, B and C attached hereto to the departments boards, commissions, bodies and positions set forth therein;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Tippecanoe County hereby makes, ratifies and confirms the appointment of the persons named on Exhibits A, B and C attached hereto to the commissions, offices, boards, bodies and positions, set forth therein.

**PASSED AND ADOPTED THIS 6th day of January, 2003.**

**BOARD OF COMMISSIONERS OF  
TIPPECANOE COUNTY**

\_\_\_\_\_  
KD Benson, President

\_\_\_\_\_  
Ruth E. Shedd, Vice President

\_\_\_\_\_  
John Knochel, Member

ATTEST:

\_\_\_\_\_  
Robert Plantenga, Auditor of  
Tippecanoe County

**EXHIBIT A  
January 1, 2003-December 31, 2003 Appointments of Positions**

<b>Name</b>	<b>Position/Title</b>
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Ron Highland	Building Commissioner
Rebecca Humphrey	Cary Home Director
Jennifer Weston	Commissioners' Assistant
Steve Wetschurack	Emergency Management Director
Ben Anderson	Fairgrounds Caretaker
Tim Wells	Highway Engineer
Mark Albers	Highway Executive Director
Joe Buntin	Highway Supervisor
Frank Cederquist	Human Resources Director
Tom Myers	Maintenance Executive Director
Diane Hawkins	MITS Executive Director
Amy Hutchison	Public Defender
Teri Hively	Tippecanoe Villa Director
Randy Fairchild	Veterans Service Officer
Doug Cripe	Weights & Measures
Al Levy	Zoning Enforcement Officer

**EXHIBIT B**  
**Appointments to Boards and Commissions**

Name	Position	Board/Commission (years)	Term Beginning	Term Ending	Term
Jean Hall		Area Board of Zoning Appeals		4	
1/1/2003		12/31/2006			
Roy Meeks	hotel	Convention & Visitors Bureau			1
1/1/2003		12/31/2003			
Doug McCallen	business	Convention & Visitors Bureau			1
1/1/2003		12/31/2003			
KD Benson	Commissioners	Emer Mgmt Advisory Council			2
1/16/2003		1/16/2005			
Jeff Kessler	Council	Emer Mgmt Advisory Council			2
1/16/2003		1/16/2005			
Jim Kesterson	Chamber of Commerce	Emer Mgmt Advisory Council			
2	1/16/2003	1/16/2005			
Garry Smith	Laf. citizen	Emer Mgmt Advisory Council			2
1/16/2003		1/16/2005			
Captain John Walker	W. Laf. citizen	Emer Mgmt Advisory Council			
2	1/16/2003	1/16/2005			
Dennis Probasco	SE quad	Emer Mgmt Advisory Council			2
1/16/2003		1/16/2005			
Shawn French	NE quad	Emer Mgmt Advisory Council			2
1/16/2003		1/16/2005			
Tom Lehman	NW quad	Emer Mgmt Advisory Council			2
1/16/2003		1/16/2005			
Dave Reagan	SW quad	Emer Mgmt Advisory Council			2
1/16/2003		1/16/2005			
Thomas Padgett	physician	Board of Health			4
1/1/2003		12/31/2006			
John Knochel	TERF	4	1/1/2003		12/31/2006
Steve Murray	TERF	4	1/1/2003		12/31/2006
John Knochel	Redevelopment Commission		1		1/1/2003
12/31/2003					
Bill Haan	Redevelopment Commission		1		1/1/2003
12/31/2003					
Steve Murray	Redevelopment Commission		1		1/1/2003
12/31/2003					
Andy McVay	Redevelopment Commission		1		1/1/2003
12/31/2003					
Jeff Kessler	Redevelopment Commission		1		1/1/2003
12/31/2003					
William Bogan	Alcoholic Beverage Commission			1	
1/1/2003		12/31/2003			

Jennifer Weston	ex-officio	DBC	1
1/1/2003	12/31/2003		
Hoffman, Luhman &		1	1/1/2003
12/31/2003			
Masson			

**EXHIBIT C****Appointments to Various Boards, Commissions, Committees (by Commissioner)**

<b>KD Benson</b>	<b>Ruth Shedd</b>	<b>John Knochel</b>
Cary Home Advisory Board	Child Protective Team	Area Plan Commission
Convention & Visitors Bureau	Community Corrections Advisory Board	Drainage Board
Emergency Management Advisory Council	Drainage Board	Hoosier Heartland Corridor
Commission		
Drainage Board	Juvenile Justice Commission	MITS Advisory Board
GIS Policy Committee	LEPC	Redevelopment Commission
MITS Advisory Board	MITS Advisory Board	Security Committee
Wabash River Parkway Commission	Wildcat Creek Solid Waste District	Solid Waste Advisory
Board		
Wildcat Creek Solid Waste District	TERF Board	
Area Plan Commission	Wildcat Creek Solid Waste District	

(unquote)

- Commissioner Shedd moved to approve Resolution 2003-02-CM, seconded by Commissioner Knochel; motion carried.

***COMMUNITY CORRECTIONS: New Executive Director***

Commissioner Shedd read a letter from Community Corrections Advisory Board President Ellen Phelps recommending Bernadean Iszler as new Executive Director.

(quote)

December 30, 2002

Board of Commissioners  
20 N 3<sup>rd</sup> Street  
Lafayette, IN 47905

Dear Commissioners,

This letter is to inform you of the Community Corrections Advisory Board vote on the decision of a new director of the Community Corrections department.

8 votes in favor of Bernadean Iszler  
6 votes in favor of Patrick Scowden  
1 vote in favor of re-posting

Therefore, the Board recommends Bernie Iszler for the appointment of Executive Director of Community Corrections. Before a formal appointment can be made, this recommendation is subject to approval by the Board of Commissioners.

Sincerely,  
/s/Ellen Phelps, President  
Community Corrections Advisory Board

(unquote)

As a member of the Community Corrections Advisory Board, Commissioner Shedd advised the Commissioners

that four (4) members present at the meeting did not vote on the recommendation. As one of approximately fourteen (14) candidates, Commissioner Shedd said she feels current Work Release Director Pat Scowden has overwhelming experience. She said she has reservations about appointing Ms Iszler to the position.

Commissioner Knochel said, after reading the resumes, he agrees with Commissioner Shedd. Although he knows of no negatives regarding Ms Iszler, he thinks Mr. Scowden's greater qualifications are very noticeable.

President Benson observed that Ms Iszler has very little corrections' experience.

As Community Corrections Interim Director, Sheriff Anderson was asked if he wished to address this issue. He responded that he was surprised at the outcome of the vote.

- Commissioner Shedd moved to deny the recommendation of Bernadean Iszler as Executive Director by the Community Corrections Advisory Board, seconded by Commissioner Knochel; motion carried.

***ORDINANCE 2003-01-CM: Z-2081, Mida Development Group, LLC R1 to R3***

- Commissioner Shedd moved to hear and approve Ordinance 2003-01-CM, seconded by Commissioner Knochel.

President Benson informed the Commissioners of Attorney Joe Bumbleburg's request on behalf of the petitioner to continue this request until the next meeting.

- Commissioner Shedd withdrew her motion and Commissioner Knochel withdrew his second.
- Commissioner Shedd moved to continue this request until 10:00 A.M., Wednesday, January 22, 2003, seconded by Commissioner Knochel; motion carried.

***ORDINANCE 2003-02-CM: Z-2097, Concord Road, LLC GB & R3 to PDRS***

- Commissioner Shedd moved to hear and approve Ordinance 2003-02-CM, seconded by Commissioner Knochel.

(quote)

December 19, 2002

Ref. No: 02-756

Tippecanoe County Commissioners  
20 North Third Street  
Lafayette, IN 47901

Attn: Tippecanoe County Auditor

**CERTIFICATION**

RE: **Z-2097-CONCORD ROAD, LLC (THE VILLAS AT STONES CROSSING PLANNED DEVELOPMENT) (GB & R3 TO PDRS);** Petitioner is requesting rezoning of 12.99 acres on the south side of CR 350S between South 18th Street and Concord Road for 119 2- and 3-bedroom condominium units in 17 buildings, plus common area, in Wea 10 (SW) 22-4. CONTINUED FROM THE NOVEMBER MEETING. (FIRST CONTINUANCE.)

Dear County Commissioners:

As Secretary Pro Tempore to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on December 18, 2002, the Area Plan Commission of Tippecanoe County voted 14 yes - 0 no

to APPROVE the motion to rezone the subject real estate from GB & R3 TO PDRS. Therefore, the Area Plan Commission of Tippecanoe County recommends to the Tippecanoe County Commissioners that the proposed rezoning ordinance be APPROVED for the property described in the attachment, contingent on the following conditions:

Meeting all requirements of UZO 2-27-10 for submission of Final Detailed Plans, signed off by those noted in that section, to include:

1. All sheets (other than the preliminary plat) that make up the approved Preliminary Plan,
2. A final plat, per UZO Appendix B-3-2 as applicable, submitted either with Final Detailed Plans or separately, with:
  - approved street names,
  - certification of all land out of the newly established FP zone, and a grading plan showing effected buildings observing the flood protection grade, and
  - a vacated legal drain which currently crosses the property; together with surety for public improvements (streets and the extension of public utilities) and improvements for common usage (all landscaping and any facilities within common areas), or a request to submit such surety prior to seeking any improvement location permits.
  - "No Vehicular Access" statements shall be platted along the west side of Promenade Parkway, other than at the two access drives along the 350 South right-of-way and 200 feet south of CR 350 South as shown on the Final Plan.
3. The "No Vehicular Access" restriction shall be made a part of the restrictive covenants to be made enforceable by the Area Plan Commission and irrevocable by the lot owners.

Public Notice has been given that this petition will be heard before the Tippecanoe County Commissioners at their January 6, 2003 regular meeting.

Sincerely,  
/s/James D. Hawley  
Executive Director

#### **ORDINANCE NO. 2003-02-CM**

#### **AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF TIPPECANOE COUNTY, INDIANA, TO REZONE CERTAIN REAL ESTATE. FROM R3 AND GB TO PDRS.**

[REVISED - 11/15/02]

#### **BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF TIPPECANOE, INDIANA:**

**Section 1.** The Unified Zoning Ordinance of Tippecanoe County, Indiana, being a separate ordinance and not part of a unified county code, is hereby amended to rezone the following described real estate situated in Wea Township, Tippecanoe County, Indiana, to-wit:

A part of the southwest quarter of Section 10, Township 22 North, Range 4 West, Wea Township, Tippecanoe County, Indiana, more particularly described as follows:

Commencing at the northeast corner of said southwest quarter; THENCE South 89°22'16" West (basis of bearings is assumed) along the north line of said quarter section 1981.12 feet to the western line of the real estate described in a deed to DF Properties, LLP, recorded as Document Number 9911258 in the Office of the Recorder of Tippecanoe County, Indiana; THENCE South 00°58'01" East 80.52 feet to the southern right-of-way line of County Road 350 South and the BEGINNING POINT of this description; THENCE along said right-of-way line the following three courses: 1) North 89°21'22" East 75.56 feet; 2) North 84°43'14" East 185.61 feet; 3) North 89°21'22" East 186.31 feet to a point on a non-tangent curve to the left having a radius of 20.00 feet and a central angle of 89°59'13", the radius point of which bears South 00°38'38" East;

THENCE West and Southwesterly along said curve an arc distance of 31.41 feet to the point of tangency which bears South 89°22'09" West from said radius point; THENCE South 00° 37'51" East 343.04 feet to the point of curvature of a curve to the left having a radius of 470.00 feet and a central angle of 53°03'26", the radius point of which bears North 89°22'09" East; THENCE South and Southeasterly along said curve an arc distance of 435.23 feet to the point of tangency which bears South 36°18'42" West from said radius point; THENCE South 53°41'18" East 503.37 feet; THENCE South 36°18'42" West 101.48 feet; THENCE North 57°07'19" West 45.60 feet to the point of curvature of a curve to the left having a radius of 500.00 feet and a central angle of 33°39'57", the radius point of which bears South 32°52'41" West; THENCE Northwesterly and Westerly along said curve an arc distance of 293.79 feet to the point of tangency which bears North 00°47'16" West from said radius point; THENCE South 89°12'44" West 634.42 feet to the aforementioned west line of DF Properties, LLP; THENCE North 00° 58'01" West along said west line 1000.70 feet to the Point of Beginning. Containing 12.99 acres, more or less.

**Section 2.** The real estate described above should be and the same is hereby rezoned from R3 and GB to PDRS.

**Section 3.** This Ordinance shall be in full force and effect from and after its passage.

(Adopted and passed) (Denied) by the Board of Commissioners of Tippecanoe County, Indiana, this 6<sup>th</sup> day of January, 2003.

VOTE:

President \_\_\_\_\_

Vice President \_\_\_\_\_

Member \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
Robert A. Plantenga, Auditor

(unquote)

Representing the petitioner, Attorney Marianne Owen requested a zoning change to PDRS for this development she thinks will compliment others in the area. This development, similar to Southaven, is part of the overall scheme for development in the area that will have multiple types of housing opportunities.

With no questions or comments, Auditor Plantenga recorded the vote:

KD Benson    Yes  
Ruth Shedd    Yes  
John Knochel    Yes

- Ordinance 2003-02-CM passed 3 – 0.

***ORDINANCE 2003-03-CM: Z-2101, Fred M. & Andrea D. Kuipers A to RE***

- Commissioner Shedd moved to hear and approve Ordinance 2003-03-CM, seconded by Commissioner Knochel.

(quote)



December 19, 2002  
Ref. No.: 02-759

Tippecanoe County Commissioners  
20 North Third Street  
Lafayette, IN 47901

Attn: Tippecanoe County Auditor

### **CERTIFICATION**

RE: **Z-2101-FRED M. & ANDREA D. KUIPERS (A TO RE) (Meadowgate Estates):**  
Petitioners are requesting rezoning of 42.07 acres in order to permit a 12-lot rural estate subdivision located on the east side of CR 75 East, between Burnett's Creek and CR 500 N, Tippecanoe 28 (NW) 24-4 and 29 (NE) 24-4. CONTINUED FROM THE NOVEMBER MEETING. (FIRST CONTINUANCE)

Dear County Commissioners~

As Secretary Pro Tempore to the Area Plan Commission of Tippecanoe County, I do hereby certify that at a public hearing held on December 18, 2002, the Area Plan Commission of Tippecanoe County voted 14 yes - 0 no on the motion to rezone the subject real estate from A TO RE. Therefore, the Area Plan Commission of Tippecanoe County recommends to the Tippecanoe County Commissioners that the proposed rezoning ordinance be APPROVED for the property described in the attachment.

Public Notice has been given that this petition will be heard before the Tippecanoe County Commissioners at their January 6, 2003 regular meeting.

Sincerely,  
/s/James  
James D. Hawley  
Executive Director

### **ORDINANCE NO. 2003-03-CM**

#### **AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF TIPPECANOE COUNTY, INDIANA, TO REZONE CERTAIN REAL ESTATE, FROM A TO RE.**

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF  
TIPPECANOE, INDIANA:

Section 1. The Unified Zoning Ordinance of Tippecanoe County, Indiana, being a separate ordinance and not part of a unified county code is hereby amended to rezone the following described real estate situated in Tippecanoe Township, Tippecanoe County, Indiana, to wit:

A part of the real estate conveyed to Fred M. Kuipers and Andrea D. Kuipers, as recorded in Deed Record MF77-4213, Deed Record 87-00865, Deed Record 87-00866, Deed Record 90-05329, Deed Record 92-25221, and Document Number 96-15664 in the Office of the Recorder for Tippecanoe County, Indiana (ORTCI), being a part of the Southeast Quarter of the Northeast Quarter of Section 29, part of the Southwest Quarter of the Northwest Quarter of Section 28, and part of the East Half of the Northwest Quarter of the Southwest Quarter of Section 28, all in Township 24 North, Range 4 West, in Tippecanoe Township, Tippecanoe County, Indiana, more particularly described as follows:

Beginning at the southeastern corner of the said Northeast Quarter of Section 29; thence North 0°30'33"

West along the eastern line of the said Northeast Quarter for 350.00 feet; thence North 89°11'53" West for 379.99 feet; thence North 48°43'43" West for 129.24 feet; thence North 50°54'23" East for 21.77 feet; thence North 36°09'09" East for 29.45 feet; thence North 29°23'07" East for 24.71 feet; thence North 16°20'20" East for 23.63 feet; thence North 1°12'48" East for 44.04 feet; thence North 5°24'42" West for 27.35 feet; thence North 18°19'05" West for 29.03 feet; thence North 36°55'44" West for 48.48 feet; thence North 58°38'59" West for 49.25 feet; thence North 38°31'21" West for 20.37 feet; thence North 2°10'17" West for 13.20 feet; thence North 28°56'24" East for 24.28 feet; thence North 21°30'45" East for 89.00 feet; thence North 16°52'36" East for 46.46 feet; thence North 57°57'29" East for 42.84 feet; thence North 43°39'29" East for 51.33 feet; thence North 36°47'29" East for 73.05 feet; thence North 33°22'20" East for 49.99 feet; thence North 55°38'44" East for 23.92 feet; thence North 43°05'27" East for 31.84 feet; thence North 64°16'00" East for 61.61 feet; thence North 57°35'25" East for 71.37 feet; thence South 46°39'27" East for 27.50 feet; thence South 1°27'17" East for 39.39 feet; thence South 39°34'46" East for 36.49 feet; thence South 3°34'35" West for 32.06 feet; thence South 0°15'38" East for 55.00 feet; thence South 20°50'00" East for 30.23 feet; thence South 10°13'06" West for 29.59 feet; thence South 6°28'59" East for 33.21 feet; thence South 5°06'08" West for 28.11 feet; thence South 3°13'28" East for 17.78 feet; thence South 14°59'42" East for 28.99 feet; thence South 0°28'39" West for 30.00 feet; thence South 5°17'24" East for 13.56 feet; thence South 7°27'05" West for 46.27 feet; thence South 14°12'32" West for 80.46 feet; thence South 11°53'19" East for 16.99 feet; thence South 35°45'14" East for 42.36 feet; thence South 25°08'41" West for 40.60 feet; thence South 10°48'50" West for 22.65 feet; thence South 6°33'25" East for 21.89 feet; thence South 15°06'49" East for 35.48 feet; thence South 9°39'07" West for 37.28 feet; thence South 40°08'36" West for 13.57 feet; thence South 56°04'36" West for 34.05 feet; thence South 31°26'23" East for 42.38 feet; thence North 52°57'06" East for 27.44 feet; thence North 36°31'44" East for 29.40 feet; thence North 28°07'34" East for 47.20 feet; thence North 12°53'56" West for 16.80 feet; thence North 8°37'51" West for 28.32 feet; thence North 29°12'41" West for 26.64 feet; thence North 10°42'05" East for 32.31 feet; thence North 33°24'28" East for 28.15 feet; thence North 27°19'08" East for 21.24 feet; thence North 13°37'04" East for 45.66 feet; thence North 8°34'17" East for 43.61 feet; thence North 26°27'41" East for 30.86 feet; thence North 39°22'10" East for 25.22 feet; thence North 10°07'29" East for 7.11 feet; thence North 18°48'00" West for 12.41 feet; thence North 35°45'14" West for 26.96 feet; thence North 14°40'22" East for 46.39 feet; thence North 13°21'26" East for 28.14 feet; thence North 3°03'31" West for 32.80 feet; thence North 11°14'44" East for 21.79 feet; thence North 45°00'00" East for 27.58 feet; thence North 32°23'22" East for 33.60 feet; thence North 83°02'49" East for 30.98 feet; thence South 83°36'20" East for 14.59 feet; thence North 7°33'49" West for 30.39 feet; thence North 46°44'09" West for 29.18 feet; thence North 29°48'33" West for 27.66 feet; thence North 10°48'22" West for 61.34 feet; thence North 24°57'05" West for 39.71 feet; thence North 25°13'48" West for 26.39 feet; thence North 2°42'56" West for 31.66 feet; thence North 38°33'47" East for 22.91 feet; thence South 57°37'42" East for 18.14 feet; thence South 67°00'08" East for 20.71 feet; thence North 85°20'48" East for 43.46 feet. thence North 40°37'16" East for 36.67 feet to the southern line of the real estate conveyed to David A. Hall and Rosina B. Hall as recorded in Deed Record MF83-2605 (ORTCI); thence North 74°54'09" East along the southern line of the said Hall real estate for 95.62 feet; thence North 81°41'15" East along the southern line of the said Hall real estate for 57.26 feet; thence South 20°49'01" East for 12.18 feet; thence South 18°40'10" West for 29.79 feet; thence South 22°40'47" East for 18.48 feet; thence South 64°24'13" East for 44.95 feet; thence south 88°13'21" East for 42.03 feet; thence North 68°29'16" West for 60.88 feet; thence North 9°01'30" West for 26.78 feet; thence North 27°27'14" East for 26.46 feet; thence North 8°25'37" East for 10.70 feet to the aforesaid southern line of the Hall real estate; thence eastwardly along the southern line of the said Hall real estate for the following six (6) courses: 1) thence North 81°41'15" East for 193.12 feet; 2) thence South 77°41'26" East for 114.55 feet; 3) thence North 75°58'04" East for 175.26 feet; 4) thence North 89°57'08" East for 180.86 feet; 5) thence South 0°09'48" West for 610.93 feet; 6) thence South 89°50'12" East for 333.57 feet to the eastern line of the aforesaid Southwest Quarter of the Northwest Quarter of Section 28; thence South 0°31'12" East along the said eastern Quarter Quarter line for 643.64 feet to the southeastern corner of the said Southwest Quarter of the Northwest Quarter of Section 28; thence South 89°36'58" West along the southern line of the said Southwest Quarter of the Northwest Quarter of Section 28 for 604.47 feet; thence South 0°34'09" East for 183.60 feet; thence southeastwardly on a curve to the left, said curve having a radius of 124.00 feet and a central angle of 35°47'51", for an arc length of 77.47 feet; thence South 36°22'00" East for 669.30 feet; thence south eastwardly, southwardly, and southwestwardly on a curve to the right, said curve having a radius of 426.00 feet and a central angle of 93°04'14", for an arc length of 691.99 feet; thence South 56°42'14" West for 360.00 feet; thence South 37°24'50" West for 42.38 feet; thence South 53°31'09" West for 20.00 feet; thence South 64°57'36" West for 40.00 feet; thence southwestwardly, southwardly, and southeastwardly on a non-tangent curve to the left, said curve being concave eastwardly, having a radius of 194.00 feet and a central angle of 99°00'21", and being subtended by a long chord bearing South 10°

40°35" East, 295.05 feet, for an arc length of 335.23 feet; thence South 60°10'46" East for 217.85 feet; thence southwardly on a curve to the right, said curve having a radius of 226.00 feet and a central angle of 47°19'10", for an arc length of 186.65 feet; thence South 12°51'36" East for 113.93 feet; thence South 23°03'50" East for 50.80 feet; thence South 12°51'36" East for 20.00 feet; thence South 3°34'00" East for 55.73 feet; thence South 12°51'36" East for 100.00 feet; thence southwardly on a curve to the right, said curve having a radius of 126.00 feet and a central angle of 11°55'04", for an arc length of 26.21 feet; thence South 0°56'32" East for 39.55 feet; thence North 89°03'28" East for 49.00 feet; thence South 0°56'32" East for 40.00 feet to the southern line of the aforesaid Southwest Quarter of Section 28; thence South 89°03'28" West along the said southern line of the Southwest Quarter of Section 28 for 150.00 feet; thence North 0°56'32" West for 40.00 feet; thence North 89°03'28" East for 49.00 feet; thence North 0°56'32" West for 39.55 feet; thence northwardly on a curve to the left, said curve having a radius of 74.00 feet and a central angle of 11°55'04", for an arc length of 15.39 feet; thence North 12°51'36" West for 75.00 feet; thence North 28°30'08" West for 51.92 feet; thence North 12°51'36" West for 20.00 feet; thence North 1°25'16" East for 56.75 feet; thence North 12°51'36" West for 138.93 feet; thence northwestwardly on a curve to the left, said curve having a radius of 174.00 feet and a central angle of 47°19'10", for an arc length of 143.70 feet; thence North 60°10'46" West for 217.85 feet; thence northwestwardly, northwardly, and northeastwardly on a curve to the right, said curve having a radius of 246.00 feet and a central angle of 116°53'00", for an arc length of 501.84 feet; thence North 56°42'14" East for 400.00 feet; thence northeastwardly, northwardly, and northwestwardly on a curve to the left, said curve having a radius of 374.00 feet and a central angle of 93°04'04", for an arc length of 607.52 feet; thence North 36°22'00" West for 726.14 feet to the western line of the East Half of the Northwest Quarter of the Southwest Quarter of Section 28; thence North 0°34'09" West along the said western line for 240.61 feet to the northwestern corner of the said East Half of the Northwest Quarter of the Southwest Quarter of Section 28; thence South 89°36'58" West along the southern line of the Southwest Quarter of the Northwest Quarter of Section 28 for 656.47 feet to the point of beginning, containing 42.07 acres, more or less.

Section 2. The real estate described above should be and the same is hereby rezoned from A to RE.

Section 3. This ordinance shall be in full force and effect from and after its passage.

(Adopted and passed) (Denied) by the Board of Commissioners of Tippecanoe County, Indiana, this 6<sup>th</sup> day of January, 2003.

**VOTE:**

President \_\_\_\_\_

Vice President \_\_\_\_\_

Attest: \_\_\_\_\_  
Robert Plantenga, Auditor \_\_\_\_\_ Member  
(unquote)

Paul Coutts, C & S Engineering, requested a zoning change to RE on behalf of the petitioners. He thinks this is an appropriate project for this property located approximately ½ mile north of CR 500 N and approximately ¼ mile east of CR 75 E. Mr. Coutts said they will install a public access road to reach the lots that will be located at the north end of rolling non-tillable pasture.

With no questions or comments, Auditor Plantenga recorded the vote:

Ruth Shedd Yes  
John Knochel Yes  
KD Benson Yes

The motion to approve Ordinance 2003-03-CM passed 3 – 0.

***E-911/SHERIFF: New Position Request: E-911 Director Capt. Mark Kirby & Sheriff William "Smokey" Anderson***

Capt. Kirby requested the creation of a Level III PC Technician position that will be funded with E-911 Funds. He said the additional PC Technician will provide hands-on trouble shooting and free up the E-911 Network Administrator. Because they are on call 24-7, the current staff cannot keep up with the workload due to the expanding network. Capt. Kirby said this person will be available to help with the computers throughout the entire Jail. Sheriff Anderson confirmed that the position has been to Wagner, Irwin, & Scheele as well as the County Classification Committee.

***SHERIFF: 2003 Compensation Agreement: Sheriff William "Smokey" Anderson***

Attorney Luhman explained the terms and salary (\$97,594.00) in this Agreement are substantially the same as 2002.

(quote)

**COMPENSATION AGREEMENT IN LIEU OF  
STATUTORY FEES BETWEEN WILLIAM "SMOKEY" ANDERSON  
AND THE COUNTY OF TIPPECANOE, STATE OF INDIANA**

**WHEREAS**, the office of the County Sheriff in the State of Indiana is regulated by IC 36-2-13-1 et seq.;  
and

**WHEREAS**, IC 36-2-13-2.8 provides an alternative method by which to compensate county sheriffs; and

**WHEREAS**, such alternative method provides a financial benefit to the citizens of Tippecanoe County and fairly compensates the sheriff on a fixed basis; and

**WHEREAS**, the County of Tippecanoe, State of Indiana ("County") and the duly elected Sheriff of Tippecanoe County, William "Smokey" Anderson ("Anderson"), desire to enter into a contract effective as of January 1, 2003 providing for an annual salary in the amount of Ninety-Seven Thousand Five Hundred Ninety-Four Dollars (\$97,594.00) for fiscal year 2003 for the Tippecanoe County Sheriff in lieu of the Sheriff's obtaining a salary and the statutory fees authorized by IC 6-8.1-8-3 and IC 36-8-10-7, and

**NOW, THEREFORE**, in consideration of the mutual covenants and conditions recited herein, the parties agree as follows:

1. Anderson shall assign to and deposit into the County General Fund any and all fees to which he is entitled, or become entitled, pursuant to IC 36-2-13-2.8, including without limitation thereby the fees described in IC 6-8.1-8-3 during the term of this Agreement, and the County, in accordance with IC 36-2-13-2.8(b) shall make an appropriation from the County General Fund for feeding prisoners.

2. That in consideration of Anderson's assignment and deposit of the above recited monies into the County General Fund, the County, by and through its Council, shall fix and establish a salary ordinance in favor of Anderson.

Further, Anderson shall be entitled to all other medical, retirement, disability, and other benefits as heretofore established by the County on Anderson's behalf, and such benefits shall be continued during the term of this agreement and shall be in addition to and not considered a part of, the salary formula established herein.

3. That neither the assignment nor deposit of monies by Anderson into the County General Fund shall be construed so as to relieve Anderson of any duties or responsibilities which are imposed upon him by IC 6-8.1-8-3 or 36-8-10-7.

4. Anderson shall execute and deliver, subject to the approval of his attorney, to the County such documents as may be required by the County to effectuate the terms of this Agreement.

5. The term of this Agreement shall be from January 1, 2003, through and including December 31,

2003.

6. The method and manner of deposits to the General Fund by Anderson shall be made on such terms and at such times as the parties shall agree in order to effectuate an efficient procedure.

Anderson shall maintain all necessary records and reports, and in such form and manner as prescribed by the State Board of Accounts, and shall provide such information to the County within a reasonable period after for the same is made.

7. This Agreement may terminate by any of the following means:

- (1) Expiration of the term without an extension or renewal by the parties;
- (2) Resignation, removal, or failure of Anderson to assume the Office of Tippecanoe County Sheriff;
- (3) In the event Anderson should die in office, he should be entitled to such benefits of the salary established hereunder through date of death, and to such other benefits as are otherwise provided by the County Salary Ordinance for the duly elected county sheriff.

8. In the event any provision, section, paragraph, clause or other portion of this Agreement should be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall remain in full force and effect, if such provisions can, without the invalid provision or provisions, be given the effect intended by the parties hereto.

9. This Agreement shall be interpreted under the laws of the State of Indiana.

**IN WITNESS WHEREOF**, the parties hereto set their respective hands as of the \_day of January, 2003.

**TIPPECANOE COUNTY SHERIFF**

William "Smokey" Anderson  
Sheriff of Tippecanoe County

**TIPPECANOE COUNTY COUNCIL**

Connie Basham, President Jeffrey A. Kemper

David Byers Jeffrey Kessler

Ronald L. Fruitt Betty J. Michael

Kathy Vernon

**BOARD OF COMMISSIONERS  
OF TIPPECANOE COUNTY**

KD Benson, President

Ruth E. Shedd, Vice President

John Knochel, Member

ATTEST:

Robert A. Plantenga, Auditor

**APPROVED AS TO FORM:**

David W. Luhman,  
Tippecanoe County Attorney

(unquote)

- Commissioner Shedd moved to approve the Sheriff's Compensation Agreement for 2003, seconded by Commissioner Knochel; motion carried.

***CONTRACTUAL AGREEMENTS: Public Defender: Secretary Cyndi Cramer***

Mrs. Cramer presented Contractual Agreements with the following Independent law Firms to provide legal services for the Public Defender's Office from January 1, 2003 to and including December 31, 2003 for a salary of \$1,103.67 per claim period.

Helmerick & Smith	Thomas O'Connor
Brett Gibson	Gregg Theobald
Mary Russell	Earl McCoy
Kirk Freeman	Kevin O'Reilly

- Commissioner Shedd moved to approve the Contractual Agreements as presented, seconded by Commissioner Knochel; motion carried.

***DISCUSSION: Contract with Tax Management Associates, Inc.: County Assessor Nancy Moore***

Mrs. Moore said the Assessors would like to discontinue the contract with Tax Management Associates (TMA), Inc. The County entered into a contract with TMA on October 7, 2002 to search for taxable personal property undervalued or omitted from the personal property tax returns of County taxpayers. Mrs. Moore said she was under the impression that the Supplemental Agreement entered into by the County on July 1, 2002 was only for the audits of Fairfield Manufacturing and CTS, but she has determined that TMA is working on approximately

eighty (80) audits.

Attorney Luhman advised Mrs. Moore to let the contract run its course because TMA has the right to finish work already assigned to them. He suggested the Assessors refrain from assigning new tax return audits.

Fairfield Assessor Jan Payne asked if Tax Management should be given 2002 returns for companies they are already auditing for prior years. Attorney Luhman said that should be up to the Assessor.

***RESOLUTION 2003-03-CM: Approving Form of Lease: Juvenile Alternatives***

Attorney Luhman explained this Resolution approves the proposed form of lease from R. J. Ross, Inc. for approximately 2,000 square feet of office space in Ross' Loeb Building. This space will provide alternative office space for Juvenile Alternatives due to overcrowding in their current location in the Courthouse. The lease that commences March 1, 2003 will have a term of 60 months. The rent will be charged as follows:

\$1,334.67 per month	Year One
\$1,486.00 per month	Year Two
\$1,636.64 per month	Year Three
\$1,750.08 per month	Year Four
\$1,976.98 per month	Year Five

Attorney Luhman explained that after passing this resolution that approves the form of lease, the Commissioners will hold a public hearing on the matter. If there are no objections at the public meeting, the matter will then move to the County Council for funding approval.

Attorney Luhman read the Resolution:

(quote)

**RESOLUTION NO. 2003-03-CM**

**RESOLUTION OF BOARD OF COMMISSIONERS  
OF TIPPECANOE COUNTY APPROVING FORM OF LEASE**

**WHEREAS**, a petition of 50 or more taxpayers of Tippecanoe County ("County") was heretofore filed requesting the lease of the office facilities located at 323 Columbia Street, Lafayette, Indiana, commonly known as Ross' Loeb Building from R. J. Ross, Inc., Lessor, for the purpose of providing office space and facilities for Tippecanoe County Juvenile Alternatives programs; and

**WHEREAS**, R. J. Ross, Inc. has drafted and submitted a proposed lease for said office space and facilities ; and

**WHEREAS**, it now appears to the County Board of Commissioners ("Commissioners") that the proposed lease with R. J. Ross, Inc., as Lessor, provides for a fair and reasonable rental for the lease of the Project;

**NOW THEREFORE BE IT RESOLVED**, that the terms and conditions of the proposed form of lease are approved and agreed to as the basis for a hearing, as required by law, and that such hearing should be held by the Commissioners upon the necessity for the execution of such lease and whether the lease rental provided therein is a fair and reasonable rental for the proposed project, prior to final determination of such questions, so that the Commissioners may determine whether to execute such lease as now written, or as modified, said hearing to be held on January 22, 2003 at 10:00 a.m. at Tippecanoe County Office Building, 20 N. 3rd Street, Lafayette, Indiana.

**BE IT FURTHER RESOLVED**, that the Secretary is authorized and directed to publish notice of such hearing as required by law.

BOARD OF COMMISSIONERS OF  
TIPPECANOE COUNTY, INDIANA

\_\_\_\_\_  
KD Benson, President

\_\_\_\_\_  
Ruth E. Shedd, Vice President

\_\_\_\_\_  
John Knochel, Member

ATTEST:

\_\_\_\_\_  
Robert A. Plantenga, Auditor

(unquote)

- Commissioner Shedd moved to approve Resolution 2003-03-CM, seconded by Commissioner Knochel; motion carried.

***MEMORANDUM OF AGREEMENT with DFC for BEAMES & JEDIS Programs: Juvenile Alternatives Director Cathy Smith***

Ms Smith presented Memorandums of Agreement between the DFC (Division of Family & Children) and the Commissioners for financial support from January 1, 2003 through September 30, 2003 for Juvenile Alternatives' programs BEAMES (Behavior Education Adjustment Mediation for Elementary Students) and JEDIS (Juvenile Educational Day-reporting Intensive Services). The DFC will provide \$57,122 for BEAMES and \$35,000 for JEDIS.

- Commissioner Shedd moved to approve the Memorandums of Agreement with the DFC for financial support of the BEAMES and JEDIS Programs, seconded by Commissioner Knochel; motion carried.

***RESOLUTION 2003-04-CM: Capital Asset Policy***

Auditor Plantenga explained the Capital Asset Policy is the first step toward fulfilling GASB (Governmental Standards Accounting Board) 34, a requirement for certain counties by which all the county's assets are reported. Attorney Luhman commented that GASB 34 will create a meaningful balance sheet for all the County owns with cost and depreciated value.

(quote)

**TIPPECANOE COUNTY BOARD OF COMMISSIONERS**

**RESOLUTION NO. 2003-04-CM**

***CAPITAL ASSET POLICY***

**WHEREAS**, the Board of Commissioners of Tippecanoe County desires to revise any and all previous fixed asset policies by implementing a capital asset policy as follows:

**1. General Information**

The Fixed Asset Policy is being revised effective January 1, 2003. The new policy will be referred to as the **Capital Asset Policy**. This revision was instituted to change the minimum dollar value of capital assets reported on our financial statements (See Attachment A). The revision is related to the implementation of the new reporting model, Governmental Standards Accounting Board Statement 34. The new reporting model will require the unit to depreciate certain capital assets.

Attachment A shows assets by major category. The useful life (number of years) represents a guideline for calculating depreciation per asset class or category. Other useful life years may be determined. The depreciation method recommended is straight-line, unless it is determined that a different method is necessary or justified.



## 2. **Definitions of Capital Assets**

Capital assets include: land, easements, right of ways, land improvements, buildings, building improvements, construction in progress, machinery and equipment, vehicles, infrastructure, works of art and monuments. Land, easements, right of ways and land improvements will be capitalized but not depreciated. Other capital assets with a useful life of more than one year shall be capitalized and depreciated (including acquisitions by lease-purchase agreements and donated items). Capital assets should be reported at historical cost and should cost a **minimum of \$10,000** for reporting requirements. A capital asset meeting these criteria will be reported in the government-wide financial statements (See Attachment A for details).

Assets that are not capitalized are expensed in the year of acquisition. For accountability and safeguarding of assets an inventory will be kept on all computers and on all items costing less than the threshold(s) (As defined in Attachment A), but less than \$ 10,000, will be classified as non-capitalized assets.

## 3. **Valuation of Capital Assets**

Capital assets should be recorded at actual cost. Normally the cost recorded is the purchase price or construction costs of the asset, but also included is any other reasonable and necessary costs incurred to place the asset in its intended location and intended use that can be directly related to the asset. Donated or contributed assets should be recorded at their fair market value on the date donated or acquired.

## 4. **Asset Definitions by Major Category**

It is important to the maintenance of accurate records that each asset category be precisely defined and that all persons responsible for records maintenance be fully aware of the categorization system. This section further clarifies the asset definitions by major category.

### **Land, Easements and Right of Ways:**

Specified land, easements, right of ways, lots, parcels or acreage owned by the unit or its various departments, boards or authorities, regardless of the method or date of acquisition.

### **Improvements Other Than Buildings:**

Examples of unit assets in this category are walks, parking areas and drives, fencing, retaining walls, pools, fountains, planters, underground sprinkler systems, and other similar items. Examples of Utility assets in this category are water supply mains, collection sewers, wells, fences, intake pipes, manholes, and fire hydrants.

### **Buildings:**

All structures designed and erected to house equipment, services, or functions are included. This includes systems, services, and fixtures within the buildings, and attachments such as porches, stairs, fire escapes, canopies, areaways, lighting fixtures, flagpoles, and all other such units that serve the building.

Plumbing systems, lighting systems, heating, cooling, ventilating and air handling systems, sprinkler systems, alarm systems, sound systems, and surveillance systems, passenger and freight elevators, escalators, built-in casework, walk-in coolers and freezers, fixed shelving, and other fixed equipment are included with the building, if owned. Communications antennas and/or towers are not included as buildings. These are parts of the equipment units that they serve.

### **Equipment:**

Equipment includes all other types of physical property within the scope of the Capital Asset Policy not previously classified. Included within this category are office mechanical equipment, office furniture, appliances, furnishings, machinery items, maintenance equipment, communication equipment, police, fire, sanitation and park

department equipment, laboratory equipment, dogs, horses, vehicles, road equipment, aircraft, emergency equipment, earth moving equipment, test equipment, civil defense equipment, data processing equipment, and zoo wildlife. All supplies are excluded.

### **Infrastructure:**

Infrastructure assets are long-lived capital assets that normally can be preserved for a significant greater number of years than most capital assets and are normally stationary in nature. Examples include roads, bridges, sidewalks, streetlights, traffic signals, street signs, drainage systems, and water systems. Infrastructure assets can include structures directly related to the infrastructure. Examples would include rest area facilities and road maintenance structures such as shops and garages associated with a highway system, and water-pumping buildings associated with water systems.

The historical reporting requirement of GASB 34 allows the unit to only include items put into use from 1980 forward.

### **5. Asset Transfers and Disposition**

Property should not be transferred, turned-in for auction, or disposed of without prior approval of the appropriate department head. A Capital Asset Notification form should be sent to the Fiscal Officer in all cases. Invoices for new purchases will not be paid unless this form is attached. Deletions for any reason must be reported to the Fiscal Officer or his/her designee.

Transfers are defined as any movement of an asset by virtue of change in location, either by account, department, building, floor, or room. If an asset is stolen, the department head should ensure that a police report is promptly filed and that the police report be forwarded to the Fiscal Officer along with the Capital Asset Notification form.

### **6. Periodic Inventories**

Each department as near as practical to year-end will conduct a physical inventory of capital assets. The fiscal officer will provide a list of the inventory on file, which will be sent to each department before each year-end. The department heads will then compare physical observations of assets to the listing noting whether the assets exists, the location if not apparent otherwise, and other relevant factors. If the condition of an asset has deteriorated to the point its useful life has been impaired, that fact should be noted. Assets, which are observed during the physical inventory, which are not on the inventory list should be noted. Omission of assets included on the inventory list should also be noted, and the reasons for such omissions should be documented to the extent possible. Department heads will be accountable for the capital asset inventory charged to their department. The physical inventory sheet and related documentation will be forwarded to the fiscal officer when requested. The fiscal officer will compare the results of the physical inventory to the capital asset records and make necessary adjustments to the capital assets.

**NOW THEREFORE BE IT RESOLVED** that this capital asset policy shall be effective upon passage this 6<sup>th</sup> day of January, 2003.

BOARD OF COMMISSIONERS OF  
TIPPECANOE COUNTY

\_\_\_\_\_  
KD Benson, President

ATTEST: Ruth E. Shedd, Vice President

\_\_\_\_\_  
Robert A. Plantenga, Auditor      John Knochel, Member

<b>ATTACHMENT A</b>			
<b>CLASS OF ASSET</b>	<b>MINIMUM</b>	<b>USEFUL LIFE/</b>	<b>DEPRECIATION</b>

	THRESHOLD	COMPOSITE RATE	METHOD
<b>Land, Easements and Right of Ways</b>	No limitations		
Lots, Parcels, Acreage			None
<b>Improvements Other Than Buildings</b>	No limitations		Straight-line
Trails & Walks		10	"
Parking Areas and Drives		20	"
Fencing		15	"
Retaining Walls		15	"
Underground Sprinkler Systems		15	"
Fountains		20	"
Outdoor Exhibition Center		20	"
Outdoor Lighting		20	"
<b>Buildings</b>	No limitations	20-30	"
Events Structures			"
Law Enforcement			"
Office Buildings			"
Parking Garage			"
Highway			"
Residential Community			"
Residential Single Family			"
Detention Facility			"
Historic (courthouse)		80	"
<b>Equipment</b>	No limitations		"
Animals-Sheriff Dogs (including training)		7	"
Appliances		10	"
Artwork		5-7	"
Artwork (collections)		25	"
Communication Equipment		5-10	"
Construction Equipment (non-plated)		10	"
Custodial Equipment		3-5	"
Data Processing Equipment		3-5	"
Emergency Equipment		5-7	"
Laboratory Equipment		5	"
Maintenance Equipment		7-10	"
Office Furniture		10	"
Park Equipment		10	"
Test Equipment		10	"
Transportation Equipment		5-10	"
Vehicles (plated)		7-10	"
Ambulances (plated)		5	"
Radio Towers		20	"
Miscellaneous		3-10	"
<b>Infrastructure</b>	No limitations		
<b>Network - Roads</b>		25	"
Bituminous Surface			"
Chip & Seal Surface			"

Concrete Surface			"
Gravel Surface			"
Unimproved Surface			"
<b>Network - Other</b>	No limitations		
Curb/Gutter		15	"
Signs		10	"
<b>Network - Bridges</b>	No limitations	50	"
Concrete Beam			"
Reinforced Concrete			"
Steel Beam			"
Steel Truss			"
Concrete Arch			"
Timber Bridge			"
National Register (historic)			"
<b>Network - Drainage</b>	No limitations		
Detention/Retention Pond-On-line		25	"
Detention/Retention Pond-off-line		50	"
Field Tile		50	"
Road Side Ditches		25	"
Storm Drain & Appurtenances		50	"
Open Ditch		50	"

(unquote)

- Commissioner Shedd moved to approve Resolution 2003-04-CM, seconded by Commissioner Knochel; motion carried.

***CONTRACT: Legal Services: Hoffman, Luhman, & Masson, PC***

This contract between the Commissioners and the law firm of Hoffman, Luhman, & Masson, PC is for the provision of legal services to the County from January 1, 2003 to December 31, 2003. The Contract is basically the same as 2002 but Attorney Douglas Masson has replaced Attorney Thomas Busch who was elected Superior Court II Judge. Bond issues for the Economic Development Commission and Redevelopment Commission have been added. The charges will be \$150 per hour for all services rendered by David W. Luhman, \$125 per hour for services rendered by Douglas J. Masson, \$115 per hour for services rendered by associates of the firm, and \$50 per hour for paralegals.

- Commissioner Shedd moved to approve the Contract with Hoffman, Luhman, & Masson, PC for legal services for 2003, seconded by Commissioner Knochel; motion carried.

***OTHER BUSINESS***

President Benson complimented the County Highway Department for their efficient clearing of the roads during the recent snows.

***PUBLIC COMMENT***

None.

***ADJOURNMENT***

- Commissioner Shedd moved to adjourn, seconded by Commissioner Knochel; motion carried.

Robert A. Plantenga, Auditor